

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI
JACKSON DIVISION

JAMES E. COOK, Individually and KEVIN
COOK, a Minor, BY AND THROUGH HIS
GUARDIAN AND NEXT FRIEND, JAMES
E. COOK

PLAINTIFF

v.

CIVIL ACTION NO. 3:04cv697LN

AMSOUTH BANK; AMSOUTH INVESTMENT
SERVICES, INC.; AMSOUTH INVESTMENT
SERVICES, INC. OF MISSISSIPPI;
AMSOUTH INVESTMENT MANAGEMENT
COMPANY, LLC; JAMES B. MOOREHEAD, Individually; and
JOHN DOES 1-25 DEFENDANTS

**AGREED FINAL JUDGMENT
OF DISMISSAL WITH PREJUDICE**

CAME BEFORE THE COURT, the joint *ore tenus* motion of all the Parties to this Action, for entry of this Agreed Final Judgment of Dismissal with Prejudice. The Parties have represented to the Court that they have compromised and settled all of Plaintiff's claims in this suit to their respective satisfaction. Accordingly, this Court FINDS that the motion for entry of a judgment of dismissal with prejudice is well-taken.

WHEREFORE, IT IS HEREBY ORDERED AND ADJUDGED THAT:

- (1) All of Plaintiff's claims which were asserted, or which could have been asserted, in this Action are dismissed with prejudice;
- (2) This Court maintains jurisdiction over this matter for the sole purpose of enforcing the settlement agreement between the Parties, which is hereby incorporated by reference; and
- (3) Each Party shall bear his, her or its own costs, expenses and attorneys' fees.

SO ORDERED, this the 18th day of November, 2005.

/s/ Tom S. Lee
UNITED STATES DISTRICT JUDGE

AGREED:

/s/ Paul N. Davis
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AMSOUTH INVESTMENT SERVICES, INC.
OF MISSISSIPPI, and AMSOUTH MANAGEMENT
COMPANY, LLC,

/s/ Donald E. Campbell
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